

10/669,898

REMARKS

In response to the Office Action dated **October 1, 2004** which imposed a restriction requirement in the above-captioned patent application, the Applicants elect Group I (claims 1-15) for prosecution with traverse. Applicants submit that claims 16-30 recite a transistor that is formed by the method as recited in claims 1-15, respectively. Applicants agree that claims 1-15 recite a method and claims 16-30 recite a transistor. However, since claims 16-30 are product by process claims, Applicants submit that the search performed for the method claims is equally applicable to the claims 16-30. As such, given the economy of the applicability of the search result to both sets of claims, Applicants respectfully request the withdrawal of the present Restriction Requirement.

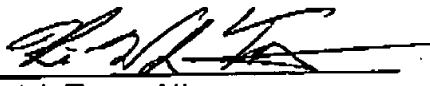
To the extent this Restriction Requirement is maintained by the Examiner, the Applicants reserve the right to subsequently file one or more divisional applications in order to prosecute the inventions recited in any one or more of the non-elected groups of claims.

Conclusion

If the Examiner believes that there are any unresolved issues, it is requested that the Examiner telephone Mr. Kin-Wah Tong, Esq. at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

11/1/04


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